United Nations S/2009/88

Security Council

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## Draft resolution

*The Security Council,*

*Recalling* its previous resolutions, including resolutions 1808 (2008) of 15 April 2008 and 1839 (2008) of 9 October 2008,

*Considering* the report of the Secretary-General of 4 February 2009 (S/2009/69),

*Welcoming* the six-point agreement of 12 August 2008, and subsequent implementing measures of 8 September 2008,

*Taking note of* the Geneva discussions commenced on 15 October 2008 and encouraging the participants to reach practical results,

*Underlining* the importance of the peaceful resolution of disputes,

1. *Recalls* the arrangements entered into under the agreements of 12 August 2008 and of 8 September 2008;

2. *Calls for* the provisions that were set out in paragraph 2 (a) of the Agreement on a Cease-fire and Separation of Forces signed in Moscow on 14 May 1994 (S/1994/583) to be respected, pending consultations and agreement on a revised security regime, *taking note* of the recommendations on the security regime contained in the report of the Secretary-General of 4 February 2009;

3. *Underlines* the need to refrain from the use of force or from any act of ethnic discrimination against persons, groups of persons or institutions, and to ensure, without distinction, the security of persons, the right of persons to freedom of movement and the protection of the property of refugees and displaced persons;

4. *Calls for* facilitating, and refraining from placing any impediment to, humanitarian assistance to persons affected by the conflict, including refugees and internally displaced persons, and *further calls for* facilitating their voluntary, safe, dignified and unhindered return;

5. *Calls for* the intensification of efforts to address the issue of regional security and stability, and the issue of refugees and internally displaced persons, through the discussions currently under way in Geneva, and *requests* the Secretary-General, through his Special Representative, to continue to fully support this process, and to report on progress thereon;

6. *Requests* the Secretary-General to report to the Council on the implementation of this resolution, and on the situation on the ground and the

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activities of the United Nations mission, including recommendations on future activities by 15 May 2009;

7. *Expresses* its intention to outline the elements of a future United Nations presence in the region by 15 June 2009, taking into account the recommendations to be contained in the report of the Secretary-General referred to in paragraph 6, the Geneva discussions and developments on the ground;

8. *Decides* to extend the mandate of the United Nations mission for a new period terminating on 15 June 2009;

9. *Decides* to remain actively seized of the matter.